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Mr. J. A. SALDANHA :—" With reference to clauses (b) and (c), may I know, Sir, why no programme is laid for some years for every section ? "

The hon. Diwan Bahadur M. KRISHNAN NAYAR :—" Because it has not been considered necessary."

Mr. J. A. SALDANHA :—" Is the hon. the Law Member sure that no programme is laid down for five years in regard to working plans ? "

The hon. Diwan Bahadur M. KRISHNAN NAYAR :—" No programme for five years has been laid down."

Mr. J. A. SALDANHA :—" For some sections it may be two years, for some it may be only one year. Similarly, are there no working plans for some years ? "

The hon. Diwan Bahadur M. KRISHNAN NAYAR :—" Of course, working plans are intended certainly for more than one year."

Mr. J. A. SALDANHA :—" Are Government aware what working plans they have got in view now ? "

The hon. Diwan Bahadur M. KRISHNAN NAYAR :—" Notice, Sir."

Mr. G. HARISARVOTTAMA RAO :—" May I know, Sir, what the period generally is for which a working plan is drawn up ? "

The hon. Diwan Bahadur M. KRISHNAN NAYAR :—" Notice, Sir "

Honorary Magistrates

Committee for the selection of Honorary Presidency Magistrates.

*1890 Q.—Dr. B. S. MALLAYYA : Will the hon. the Law Member be pleased to state whether there is a committee for selecting Honorary Presidency Magistrates in Madras and who are the members of the committee ?

A.—Yes. The committee consists of the Collector of Madras (President), the Chief Presidency Magistrate and the Commissioner of Police.

Dr. B. S. MALLAYYA :—" May I know from the hon. the Law Member whether the Commissioner of Police was present on this Board when Mr. Paisley was selected for an Honorary Magistrate's place—the same man who recommended his removal now ? "

The hon. Diwan Bahadur M. KRISHNAN NAYAR :—" No, Sir."

Dr. B. S. MALLAYYA :—" Was he recommended by the then Law Member of the Government to be made an Honorary Presidency Magistrate ? "

The hon. Diwan Bahadur M. KRISHNAN NAYAR :—" There was no case of any recommendation by the Law Member. The Law Member had an important part in appointing him."

Dr. B. S. MALLAYYA :—" Did they do their duty all right, Sir, when they appointed him ? Mr. Paisley was selected by them, to hold office as Honorary Magistrate for three years. And at the end of that period, the Commissioner of Police who is a new man says that there is an old standing complaint against this man and . . ."

The hon. the PRESIDENT :—" The hon. Member is giving information to the Government."

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Dr. B. S. Mallayya :—" I should like to know, Sir, whether the Board did their duty all right in appointing this man ? "

The hon. the President :—" That is asking for an opinion."

Mr. K. R. Karant :—" May I know whether the Government enquired whether the committee which selected was aware of the fact of this externment ? "

The hon. Diwan Bahadur M. Krishnan Nayar :—" So far as the records before the Government are concerned, they were not aware."

Mr. G. Harisarvottama Rao :—" May I know, Sir, whether the Government have been influenced by the fact that the man was externed from His Exalted Highness the Nizam's Dominions or whether they have examined the reasons for that externment before they passed this order ? "

The hon. Diwan Bahadur M. Krishnan Nayar :—" Only the former fact "

Mr. J. A. Saldanha :—" May I know whether Mr. Paisley is a British subject or a subject of His Exalted Highness the Nizam ? "

The hon. Diwan Bahadur M. Krishnan Nayar :—" My hon. Friend Mr. Saldanha told me that he was a native of Mangalore."

Mr. J. A. Saldanha :—" I do not think ? "

The hon. Diwan Bahadur M. Krishnan Nayar :—" I believe it was my Friend Mr. Saldanha who told me that."

Mr. G. Harisarvottama Rao :—" May I know, Sir, whether the Government intend to follow this as a general policy that anybody externed from any Native State should be debarred from honorary appointments ? "

The hon. Diwan Bahadur M. Krishnan Nayar :—" That will be considered, Sir, when the question of policy arises. This is the only instance that has arisen so far."

Mr. B. Ramachandra Reddi :—" May I know on what grounds the externment was made ? Was it for criticising the Nizam's Government or for any other reasons ? "

The hon. Diwan Bahadur M. Krishnan Nayar :—" I do not know."

Mr. Abdul Hameed Khan :—" Do the Government make an enquiry and write to a foreign Government asking them for the reasons for their action ? "

Mr. Daniel Thomas :—" May I know if his work as honorary magistrate was satisfactory and whether he discharged the duties of his office well ? "

The hon. Diwan Bahadur M. Krishnan Nayar :—" The Government have no information either way."

Mr. K. R. Karant :—" May I know, Sir, why, if he is a British subject, the Government are inflicting this disability on him without going into the question of reasons for his externment ? "

The hon. Diwan Bahadur M. Krishnan Nayar :—" It will be discourtesy to a foreign Government to ask them why they took a particular political action."

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Mr. K. R. KARANT:—"Is it not discourtesy to a British subject to withdraw his powers without assigning any reasons?"

The hon. Diwan Bahadur M. KRISHNAN NAYAR:—"That is a matter of opinion, Sir."

Mr. K. V. R. SWAMI:—"May I know from the hon. Member whether he is acting solely on the action of His Exalted Highness the Nizam's Government in regard to this matter?"

The hon. Diwan Bahadur M. KRISHNAN NAYAR:—"Yes. That is the answer already given."

Alleged withdrawal of the powers of Mr. Paisley as Presidency Magistrate.

* 1891 Q.—Dr. B S. MALLAYYA: Will the hon. the Law Member be pleased to state—

(a) whether it is a fact that the powers of Mr. C. P. Paisley as Honorary Presidency Magistrate were withdrawn recently on a report by the Commissioner of Police, Madras; and if so, whether he will be pleased to place the report on the table;

(b) whether there were any complaints from any quarter about the way in which Mr. Paisley discharged his duties as Honorary Presidency Magistrate since his appointment and up to the date of the withdrawal of his powers;

(c) if the answer is in the affirmative, what is the number and nature of the complaints received and from whom they were received;

(d) whether any investigation was made to find out the truth of these complaints and by whom the investigation was made;

(e) whether any and if so, which of the complaints were found to be true;

(f) whether Mr. Paisley was informed of these complaints and whether he was given an opportunity to offer his remarks or explanation thereon; if not, why this was not done;

(g) whether the Commissioner of Police was moved to take this action by the private complaint of a one Mr. E. A. Lobo, Bar.-at-Law, in Madras relating to a private matter and if so, whether it was known or ascertained that such a complaint resulted from a disagreement or private quarrel;

(h) what was the nature of the complaint on which the Commissioner of Police made a report and why the complainant was not referred to a court of law to seek redress?

A.—(a) to (f) In December last, the Commissioner of Police brought to the notice of the Government the fact that Mr. Paisley had been externed from His Exalted Highness the Nizam's Dominions. The Government thought it undesirable to continue such a person as an Honorary Presidency Magistrate and directed the Chief Presidency Magistrate to give Mr. Paisley an opportunity of resigning his appointment, telling him that the Government were not prepared to permit an externed person to continue as an Honorary Presidency Magistrate. Mr. Paisley, however, did not choose to tender his resignation and the Government withdrew his powers. The Government regret their inability to place the report of the Commissioner of Police on the table of the House.

(g) & (h) The Government have no information.